

## CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE  
725 FRONT STREET, SUITE 300  
SANTA CRUZ, CA 95060  
(831) 427-4863



Th27d

**Prepared July 22, 2008 (for August 7, 2008 Hearing)**

**To:** Coastal Commissioners and Interested Parties

**From:** Charles Lester, Deputy Director  
Dan Carl, District Manager  
Jonathan Bishop, Coastal Program Analyst

**Subject:** Certification Review for San Luis Obispo County Local Coastal Program Amendment Number **SLO-MAJ-1-06 PART 2 (Fiscalini Ranch)**

At the July 11, 2007 Coastal Commission meeting in San Luis Obispo, the Commission approved, with suggested modifications, San Luis Obispo County Local Coastal Program (LCP) Major Amendment Number 1-06 Part 2. This LCP amendment changed the underlying land use designations and established allowable uses and development standards on the 430-acre Fiscalini Ranch located in Cambria. The amendments were incorporated into the North Coast Area Plan segment of LCP Land Use Plan (LUP).

By action taken June 24, 2008, San Luis Obispo County adopted the amending LCP text as directed by the Commission's suggested modifications (see Exhibit A). This action was taken within the required timeframe.

The Executive Director has determined that the actions taken by the County are legally adequate and that the amended LCP should be certified. The Executive Director recommends that the Commission concur with this determination and that the LCP, as amended, be certified. If the Commission concurs, the amended LCP will be certified as of today's date (i.e., August 7, 2008), and notification of this certification and Commission concurrence will be forwarded to the County (see draft letter in Exhibit B).

**Motion.** I move that the Commission concur with the Executive Director's determination that the actions taken by San Luis Obispo County to accept the Commission's suggested modifications for San Luis Obispo County LCP Amendment 1-06 Part 2 are legally adequate.

**Executive Director's Recommendation.** The Executive Director recommends a **YES** vote on the motion. Passage of this motion will result in certification of the San Luis Obispo County LCP as directed by the Commission's approval with suggested modifications of LCP Amendment 1-06 Part 2; the amended LCP will be certified as of today's date (i.e., August 7, 2008). The motion passes only by affirmative vote of a majority of the Commissioners present.



IN THE BOARD OF SUPERVISORS  
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

Tues day June 24, 2008

PRESENT: Supervisors Harry L. Ovitt, Bruce S. Gibson, Jerry Lenthall, K.H. 'Katcho' Achadjian, and Chairperson James R. Patterson

ABSENT: None

RESOLUTION NO. 2008-203

RESOLUTION ACKNOWLEDGING RECEIPT AND AGREEING TO CALIFORNIA COASTAL  
COMMISSION'S MODIFIED LANGUAGE PERTAINING TO  
LOCAL COASTAL PLAN - MAJOR AMENDMENT NUMBER 1-06 - PART 2

The following resolution is now offered and read:

WHEREAS, the County of San Luis Obispo Board of Supervisors conducted public hearings on March 14 and April 4, 2006, and approved amendments to the Coastal Zone Land Use Element/Local Coastal Plan; and

WHEREAS, the County submitted Local Coastal Plan - Major Amendment Number 1-06, to the California Coastal Commission for certification on May 10, 2006; and

WHEREAS, on July 11, 2007, the California Coastal Commission recommended modified language in Local Coastal Plan - Major Amendment Number 1-06- Parts 1 and 2; and

WHEREAS, on July 11, 2007, the California Coastal Commission certified Local Coastal Plan - Major Amendment Number 1-06- Parts 1 and 2 provided certain modified language suggested by the California Coastal Commission was adopted by the County, said language is contained in the California Coastal Commission staff reports, dated July 11, 2007, attached hereto and incorporated by reference herein; and

WHEREAS, on October 2, 2007, acknowledgment of receipt and agreement to the California Coastal Commission's recommended modified language was on the Board of Supervisor's consent agenda, discussed, and continued to November 6, 2007; and

WHEREAS, on November 6, 2007, the Board of Supervisors accepted and agreed to the terms and modifications suggested by the California Coastal Commission on Local Coastal Plan - Major Amendment Number 1-06 - Part 1, and took formal action to satisfy the terms and modifications and continued consideration of Local Coastal Plan - Major Amendment Number 1-06 - Part 2 to the Board of Supervisors January 8, 2008 meeting.

WHEREAS, on January 8, 2008, the Board of Supervisors continued consideration of Local Coastal Plan - Major Amendment Number 1-06 - Part 2 off calendar.

WHEREAS, on June 24, 2008, the Board of Supervisors accepted and agreed to the terms and modifications suggested by the California Coastal Commission on Local Coastal Plan - Major Amendment Number 1-06 - Part 2.

WHEREAS, pursuant to the California Code of Regulations, title 14, sections 13544(a), 13544.5(a), 13547(a) and 13551(b), the San Luis Obispo County Board of Supervisors may now accept and agree to the terms and modifications suggested by the California Coastal Commission on Local Coastal Plan - Major Amendment Number 1-06 - Part 2, and take formal action to satisfy the terms and modifications.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, in a regular meeting assembled on the twenty-fourth day of June, 2008, that the Board of Supervisors of San Luis Obispo County, acknowledges receipt

and hereby agrees to the modified language, as suggested by the California Coastal Commission, without further changes, pertaining to Local Coastal Plan Major Amendment Number 1-06- Part 2 as set forth in Exhibit "A", attached hereto and incorporated herein as though fully set forth.

BE IT FURTHER RESOLVED AND ORDERED that the Land Use Element and Local Coastal Plan, be amended and adopted as follows:

1. As to California Coastal Commission's suggested modification language, the Board of Supervisors takes the following action:

a. The Board of Supervisors accepts the modified language suggested by the California Coastal Commission pertaining to the Cambria and San Simeon Acres Community Plans - as it implements the California Coastal Commission's recommendation by amending and adding the language as it appears on Exhibit A attached hereto and incorporated herein as though fully set forth.

BE IT FURTHER RESOLVED AND ORDERED that pursuant to California Code of Regulations, title 14, sections 13544.5(b) and 13547(b), the Board of Supervisors directs staff to submit this resolution to the Executive Director of the California Coastal Commission for a determination, in writing, that the County's action is legally adequate to satisfy the conditions of certification set forth in the California Coastal Commission's certification order.

Upon motion of Supervisor Achadjian, seconded by Supervisor Lenthall, and on the following roll call vote, to wit:

AYES: Supervisors Achadjian, Lenthall, Ovitt, Gibson, and Chairperson Patterson

NOES: None

ABSENT: None

ABSTAINING: None

the foregoing resolution is hereby adopted.

**JAMES R. PATTERSON**

Chairman of the Board of Supervisors

ATTEST:

JULIE L. RODEWALD  
Clerk of the Board of Supervisors

[SEAL] By: SANDY CURRENS  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT:

R. WYATT CASH  
County Counsel

By: [Signature]  
Deputy County Counsel

Date: 6.11.08

STATE OF CALIFORNIA ) COUNTY OF SAN LUIS OBISPO ) ss
I, JULIE L. RODEWALD, County Clerk of the above entitled County, and Ex-Officio Clerk of the Board of Supervisors thereof, do hereby certify the foregoing to be a full, true and correct copy of an order entered in the minutes of said Board of Supervisors, and now remaining of record in my office.
Witness, my hand and seal of said Board of Supervisors this <u>June 27, 2008</u>
<b>JULIE L. RODEWALD</b> County Clerk and Ex-Officio Clerk of the Board of Supervisors
By <u>Sandy Currens</u> Deputy Clerk

**CALIFORNIA COASTAL COMMISSION**

CENTRAL COAST DISTRICT OFFICE  
725 FRONT STREET, SUITE 300  
SANTA CRUZ, CA 95060  
(408) 427-4863  
HEARING IMPAIRED: (415) 904-5200



August xx, 2008

Nancy Orton  
San Luis Obispo County Planning and Building Dept.  
County Government Center  
San Luis Obispo, CA 93408

Subject: ***Effective Certification of County of San Luis Obispo Local Coastal Program  
Amendment No. SLO-MAJ-1-06 Part 2 (Fiscalini Ranch)***

Dear Ms. Orton:

We have received San Luis Obispo County Resolution Number 2008-203, adopted by the Board of Supervisors on June 24, 2008. By the Board's action, the County acknowledged receipt of the Coastal Commission's approval with suggested modifications of Local Coastal Program (LCP) Major Amendment 1-06 (Part 2), and incorporated the Commission's suggested modifications into the County's LCP.

I have determined, and the Commission has concurred, that the County's action with respect to LCP Major Amendment 1-06 (Part 2) is legally adequate to satisfy the requirements of Section 13544 of the California Code of Regulations. This determination was reported to the Coastal Commission at the Commission's August 7, 2008 meeting in Oceanside. As a result, the County's LCP, as amended by LCP Major Amendment 1-06 (Part 2), was certified as of August 7, 2008 and is now in effect.

If you have any questions, please contact Jonathan Bishop of my staff at (831) 427-4863.

Sincerely,

Peter M. Douglas  
Executive Director  
California Coastal Commission

Dan Carl  
District Manager  
Central Coast District Office

**CCC Exhibit B**  
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